



PATENT
Docket No.: KEMP-003

THE UNITED STATES PATENT AND TRADEMARK OFFICE

Group Art Unit: 2873

Examiner: Not yet known

Serial No.: 10/601,073

Filed: June 19, 2003

In re Application of: Michie et al.

For: AUTOMATIC POWER CONTROL OF A SEMICONDUCTOR OPTICAL AMPLIFIER

Certificate of Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail, in an envelope addressed to U.S. Patent and Trademark Office, Mail Stop Duplicates, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on May 19, 2005, Signed Carol Stanley
Carol Stanley

TRANSMITTAL LETTER

U.S. Patent and Trademark Office
Mail Stop: Duplicates
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Enclosed please find the following in response to the Office communication dated April 14, 2005:

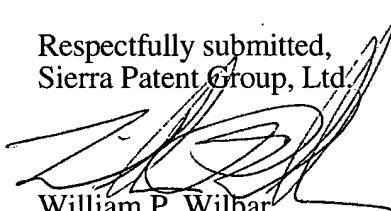
1. (This) Transmittal Letter;
2. Copy of IDS (Transmittal Letter, IDS Statement, Form 1449, and Return Postcard) filed on September 17, 2003;
3. Copies of Foreign References (filed on September 17, 2003 with IDS);
4. Copy of Office communication (PTO Doc Code: R251.RES);
5. Return Postcard.

Please contact Applicant's attorney at the address, telephone or facsimile number if there are any matters whose resolution can be expedited thereby.

Dated: 19 May 2005

Sierra Patent Group, Ltd.
P.O. Box 6149
Stateline, NV 89449
(775) 586-9500 Telephone
(775) 586-9550 Facsimile

Respectfully submitted,
Sierra Patent Group, Ltd.


William P. Wilbar
Reg. No.: 43,265



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
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P.O. Box 1450
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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/601,073	06/19/2003	Walter Craig Michie	KEMP-003	8862
28661	7590	04/14/2005		EXAMINER
SIERRA PATENT GROUP, LTD. P O BOX 6149 STATELINE, NV 89449			ART UNIT	PAPER NUMBER

1 2 2005
SIERRA PATENT GROUP, LTD.

DATE MAILED: 04/14/2005

Due 7/14/05 CPI-

Please find below and/or attached an Office communication concerning this application or proceeding.



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

NOTICE UNDER 37 CFR 1.251 - Pending Application

The file on the cover sheet cannot be located after a reasonable search. Therefore, the Office is initiating the reconstruction of the file of the above-identified application pursuant to the provisions of 37 CFR 1.251.

Applicant is given a period of **THREE (3) MONTHS** from the mailing date of this notice within which to provide a copy of applicant's record (if any) of all of the correspondence between the Office and applicant for the above-identified application (except for U.S. patent documents), a list of such correspondence, and a statement that the copy is a complete and accurate copy of applicant's record of all of the correspondence between the Office and the applicant for the application (except for U.S. patent documents), and whether applicant is aware of any correspondence between the Office and applicant for the identified application that is not among applicant's records.

The following paper(s) pertaining to the above-identified application cannot be located after a reasonable search:

FOREIGN REFERENCES DATED 09/22/03.

Therefore, the Office is initiating the reconstruction of such paper(s) pursuant to the provisions of 37 CFR 1.251.

Applicant is given a period of **THREE (3) MONTHS** from the mailing date of this notice within which to provide a copy of the paper(s) listed above and a statement that the copy of such paper(s) is a complete and accurate copy of applicant's record of such paper(s).

If applicant does not possess any record of the correspondence between the Office and the applicant for the application (or any copy of the paper(s) listed above), applicant must reply to this notice by providing a statement that applicant does not possess any record of the correspondence between the Office and the applicant for the above-identified application.

Failure to reply to this notice in a timely manner will result in abandonment of the above-identified application. The three-month period for reply to this notice may be extended (up to a maximum of six months) under the provisions of 37 CFR 1.136(a). However, failure to reply within this three-month period will result in a reduction of any patent term adjustment. See 37 CFR 1.704(b).

A printout from PALM of the contents of the file of the above-identified application is included with this notice.

Direct the reply to this notice to:

U.S. Patent and Trademark Office
Mail Stop: Duplicates
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Direct questions concerning this notice to:

Image Assistance Center/ Customer Service

1-(888)-786-0101

In re Application of: MICHIE, WALTER CRAIG et al.

Application No.: 10601073

Filing Date: 06/19/03

Title: AUTOMATIC POWER CONTROL OF A SEMICONDUCTOR
OPTICAL AMPLIFIER

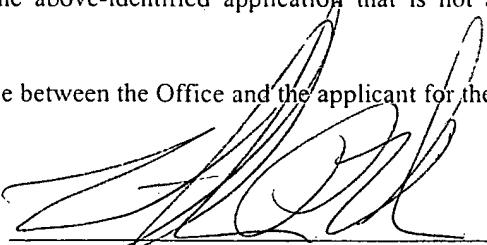
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NOTICE UNDER 37 CFR 1.251 – Pending Application

Statement (check the appropriate box):

- The copy submitted with this reply is a complete and accurate copy of applicant's record of all of the correspondence between the Office and the applicant for the above-identified application (except for U.S. patent documents), and applicant is not aware of any correspondence between the Office and applicant for the above-identified application that is not among applicant's records.
- The copy of the paper(s) listed in the notice under 37 CFR 1.251 is/are a complete and accurate copy of applicant's record of such paper(s).
- The papers produced by applicant are applicant's complete record of all of the correspondence between the Office and the applicant for the above-identified application (except for U.S. patent documents), and applicant is not aware of any correspondence between the Office and the applicant for the above-identified application that is not among applicant's records.
- Applicant does not possess any record of the correspondence between the Office and the applicant for the above-identified application.

19 May 2005
Date


Signature

William P. Wilbar
Typed or printed name

A Copy of this notice should be returned with the reply.

Burden Hour Statement: This collection of information is required by 37 CFR 1.251. The information is used by the public to reply to a request for copies of correspondence between the applicant and the USPTO in order to reconstruct an application file. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 60 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

Please acknowledge receipt of the following papers at the United States Patent and Trademark Office by affixing hereon the official Mail Room Stamp.

Inventors: Michie et al.
Serial No.: 10/601,073
Filed: June 19, 2003
Attorney: William P. Wilbar
Docket No.: KEMP-003

Title: AUTOMATIC POWER CONTROL OF A SEMICONDUCTOR OPTICAL AMPLIFIER

Papers filed:

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Via First Class Mail to Mail Stop Duplicates, U.S.P.T.O., May 19, 2005 cs

